

U.S. Appln. No. 09/864,696
Response Dated Oct. 13, 2005
Reply to Office Action of July 27, 2005
Docket No. 6169-224

IBM Docket No.: BOC9-2000-0091

REMARKS/ARGUMENTS

These remarks are submitted responsive to the Office Action of July 27, 2005 (Office Action). As this response is timely filed within the 3-month shortened statutory period, no fee is believed due. The Examiner is authorized to charge the appropriate Terminal Disclaimer fee to Deposit Account 50-0951.

In paragraph 4, Claims 2 and 16 were provisionally rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 2 and 18 of U.S. Patent No. 6,873,695 to Celi, Jr., *et al.* (hereinafter Celi). Accordingly, the Applicants submit herewith an executed Terminal Disclaimer for the above-identified Patent to overcome the obviousness-type double patenting rejection. Withdrawal of the provisional obviousness-type double patenting rejection with respect to claims 12 and 16 is respectfully requested.

Applicants believe that this application is now in full condition for allowance, which action is respectfully requested. The Applicant requests that the Examiner call the undersigned if clarification is needed on any matter within this Amendment, or if the Examiner believes a telephone interview would expedite the prosecution of the subject application to completion.

Respectfully submitted,

Date: October 13, 2005



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